

## Rewald Isn't Going to Testify Monday

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company "to produce . . . a single creditor who, prior to July 29, had a bill which was not timely paid or a single investor who failed to receive interest due or was denied return of invested capital on demand."

On the evening of July 29, Rewald attempted suicide by cutting his wrists, police have said.

"THE ONLY TRUE concern which the court should have about Mr. Rewald is his mental condition," said Smith. "The massive assault upon him and his company led him to the desperate act of attempting suicide. Now, however, although profoundly upset concerning his present circumstances — particularly being in custody — he is determined and resolved to work his way out of his problems and protect his investors."

Smith indicated that Rewald would invoke his Fifth Amendment rights against self-incrimination until his attorneys feel they know the facts of the case.

"In the face of what is literally an all-out multiagency assault on Mr. Rewald, his counsel are left

with no other choice than to preserve this privilege," Smith said.

Donald Gelber, attorney for bankruptcy trustee Thomas Hayes, attempted to take Rewald's deposition yesterday but Rewald refused to answer any questions, invoking the Fifth Amendment.

SMITH SAID THAT in order for Rewald to defend himself, he has to be released from prison, where he is being held in lieu of \$10 million bail following his indictment Thursday by an Oahu Grand Jury on two felony theft charges.

The charges stem from complaints filed by two investors who said they invested about \$300,000 in Bishop, Baldwin, Rewald, Dillingham & Wong.

"Mr. Rewald should at the very least be allowed access to his personal funds for the purpose of making bail . . . and to defend himself," Smith said. Rewald's assets were temporarily frozen by two federal court orders.

The Monday hearing before federal bankruptcy Judge Jon Chinen is to determine if the orders should be continued.

Rewald's attorney Brook Hart filed a motion in Circuit Court yesterday asking that his client's bail be reduced. A hearing on the motion will be held Wednesday before Judge Robert Chang.

IN OTHER developments yesterday, trustee Hayes said he had looked through most of the company's records still under court seal and found nothing to indicate that the company had any substantial assets to cover the some \$17 million believed to have been invested.

The Central Intelligence Agency finished reviewing the files yesterday but Hayes said he did not know if they found anything to corroborate Rewald's claim that he was connected to that agency.

Hayes said he has given approval for polo matches to continue this weekend in Mokuleia after he was given assurances by polo enthusiast Ronnie Tongg that none of the company's money would be used.

Hayes said money charged at the gate will be used to pay the August lease on the polo grounds and, if that is not enough, indi-

vidual polo fans have agreed to make up the difference.

ALSO IN BUSINESS: 8 Motor cars Hawaii, an exotic auto dealership half-owned by Rewald, Hayes said he has not had a chance yet to discuss the business with the other owner, William Bartenstein.

He said the dealership has been losing a lot of money and was being kept in business with money from Rewald.

Hayes also said he is investigating the withdrawal of about \$200,000 by two persons associated with the company on the day before the court ordered the company into bankruptcy.

The withdrawals apparently violate bankruptcy laws, Hayes said. One of those, who withdrew about \$140,000, also has signed up as a creditor.

It also was learned through sources yesterday that Rewald's wife, Nancy, and children have returned to the island. Nancy Rewald's assets also have been frozen by the court order.

Rewald's wife and children left the island after his suicide attempt, apparently at his request.